

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office. DEC 12 1975
 Returned to applicant for correction. JAN 23 1976
 Corrected application filed. FEB 5 1976
 Map filed. FEB 5 1976

The applicant Gardner Ranches, Inc., ATTN: George Gardner
c/o Tonopah Stage, of Ely,
Street and No. or P.O. Box No. City or Town
Nevada 89301, hereby make\$ application for permission to appropriate the public
State and Zip Code No.
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

- The source of the proposed appropriation is Warm Springs Channel
Name of stream, lake or other source.
- The amount of water applied for is 5 cfs second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet acre-feet
- The water to be used for Irrigation and Domestic
Irrigation, power, mining, manufacturing, domestic, or other use.
- If use is for:
 (a) Irrigation (state number of acres to be irrigated) 560 acres
 (b) Stockwater (state number and kinds of animals to be watered)
 (c) Other use (describe fully under "No. 12. Remarks")
 (d) Power:
 (1) Horsepower developed
 (2) Point of return of water to stream
- The water is to be diverted from its source at the following point: in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section
27, T.13N., R.60E., M.D.B.&M. whence the SE Corner of Section 25,
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
T.13N., R.60E., M.D.B.&M. bears S. 76°47'40" E., 11,306.99 feet
it should be stated. distant.
- Place of use Portions of the S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ of Section
Describe by legal subdivision, if on unsurveyed land it should be so stated.
26; NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35; W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25; NE $\frac{1}{4}$ NW $\frac{1}{4}$
of Section 36. All in T.13N., R.60E., M.D.B.&M.
- Use will begin about 1st of January and end about 31st of December of each year.
Day and Month Day and Month
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Through Ditches.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$2,000.00
10. Estimated time required to construct works 3 years
11. Estimated time required to complete the application to beneficial use 5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant Gardner Ranches Inc.

By s/ Richard W. Forman
Richard W. Forman, Agent
P. O. Box 150
Ely, Nevada 89301

Compared lk/ga lk/ga

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.0 cubic feet per second but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before January 22, 1977

Proof of commencement of work shall be filed before February 22, 1977

Work must be prosecuted with reasonable diligence and be completed on or before January 22, 1978

Proof of completion of work shall be filed before February 22, 1978

Application of water to beneficial use shall be made on or before January 22, 1981

Proof of the application of water to beneficial use shall be filed on or before February 22, 1981

Map in support of proof of beneficial use shall be filed on or before February 22, 1981

Commencement of work filed MAR 14 1977

Completion of work filed MAR 9 1978

Proof of beneficial use filed FEB 5 1982

Cultural map filed FEB 5 1982

Certificate No. 10313 Issued SEP 24 1982

Recorded Bk. Page

County Recorder

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 22nd day of July

A.D. 1976

State Engineer